

To: Smith, John[Smith.John@epa.gov]
From: Hayes, Scott
Sent: Mon 12/12/2016 9:32:50 PM
Subject: Fwd: Proposed EPA Meeting this week
Attachment
ATT00001.htm
Draft RFP from CRE 05-12-10 v.3.pdf
ATT00002.htm

Scott D. Hayes
Chemical & Oil Release Prevention
U.S. EPA Region 7
913-551-7670
Sent from iPhone, please excuse typos.

Begin forwarded message:

From: "Tippett Mosby, Leanne" <Leanne.TippettMosby@dnr.mo.gov>
Date: December 12, 2016 at 2:04:28 PM CST
To: "pstif@sprintmail.com" <pstif@sprintmail.com>
Cc: "Hayes, Scott" <Hayes.Scott@epa.gov>, 'Don McNutt' <don@midwestpetro.com>, "Miller, Marty" <marty.miller@dnr.mo.gov>, "Schmidt, Aaron" <aaron.schmidt@dnr.mo.gov>
Subject: RE: Proposed EPA Meeting this week

Carol,

Right now we are focused on developing our comments on the draft report, which are due by the end of the month. We plan to submit comments, but frankly we see very few problems with the report. Consequently, we do not necessarily see much utility in a meeting at this time if it is only to discuss the draft report. However, if you would like to identify the "misinformation or incomplete information" you believe you have identified in the draft report, we will consider whether or not a face-to-face meeting would be useful at this juncture. So far, the only issue I have heard you raise is the staffing ratio - so we are also working on a comment in that regard. Again, my efforts to set up a meeting were in direct response to Chairman McNutt's comments at the last PSTIF Board meeting for the three agencies to sit down and discuss, and do not reflect a desire or need on the part of the MDNR to meet.

A couple of the comments we already know we will have on the draft report include:

* We will ask EPA to detail the substantial actions MDNR staff have taken (and continue to undertake) at the Zill and Main Street sites in Kansas City to assess for and address gasoline vapors with the aim of protecting public health.

* We will ask EPA to clarify that it was PSTIF that originally suggested a management consultant in 2010, however, it was only to review the Tanks Section within the department (in response to italicized paragraph 3 at the top of page 19). When I emailed you in 2010 and suggested the scope of the review be broadened to evaluate the relationship between Tanks and PSTIF, you were not receptive to this suggestion and later informed your Board that the department decided not to move forward. I have attached the email traffic from 2010 on this issue and the attachment that reflected our suggested revised scope of work that was included in the email. As you know, the department revived the suggestion for a management consultant this year with a scope of work similar to what we suggested in 2010.

If you would like to begin meeting to discuss how we might address the findings in the report, we are amenable to such meetings.

Leanne

-----Original Message-----

From: PSTIF [<mailto:pstif@sprintmail.com>]

Sent: Friday, December 09, 2016 2:57 PM

To: Tippet Mosby, Leanne

Cc: Hayes, Scott; 'Don McNutt'; Miller, Marty; Schmidt, Aaron

Subject: RE: Proposed EPA Meeting this week

Leanne,

Yes, we do want to have opportunity to discuss the report - both with DNR and with EPA - before it is finalized. However, as I indicated to Scott on the phone earlier today, we don't think a two-hour meeting on Tuesday morning with top management of all three agencies is the best plan for engaging in that discussion.

Instead, we'd like to have some conversation with the Department first, then with the EPA personnel who wrote the report. There are instances of misinformation or incomplete information in the report; in addition, we have some questions about parts of it.

So, while we appreciate you taking the initiative to set this up and - as I told Scott - we'll have someone participate if you or EPA wishes to keep this on the calendar, if you're asking me whether PSTIF is okay with canceling this particular meeting, the answer is yes.

Hope that's clear, but don't hesitate to call if we need to talk.

Regards,

Carol

-----Original Message-----

From: Tippet Mosby, Leanne [<mailto:Leanne.TippetMosby@dnr.mo.gov>]

Sent: Friday, December 09, 2016 1:00 PM
To: PSTIF Office
Cc: 'Don McNutt'; Miller, Marty; Schmidt, Aaron
Subject: RE: Proposed EPA Meeting this week

Carol,

I just received a call from Scott Hayes at EPA. Scott said he reached out to you to find out if the December 13, 9-11 time slot for a meeting between EPA, MDNR and PSTIF regarding the draft program review would work, since we had not heard back.

Scott said you were inquiring about the purpose of the meeting. The reason we were seeking to schedule a meeting is to attempt to respond to the desire expressed by Chairman McNutt at the recent Board meeting for all three agencies to sit down and have a discussion in light of the draft report. We were fine with this, as it might give an opportunity for us to express to EPA verbally our thoughts on where the report may need clarification.

If you or the Board are no longer interested in having such a discussion, we are fine with that as well. We are working on our comments and can just as easily submit them in writing.

EPA would like to know by the end of the day whether or not you would like to proceed with the meeting, as they are holding the time slot.

Thanks,

Leanne

-----Original Message-----

From: PSTIF [<mailto:pstif@sprintmail.com>]
Sent: Monday, December 05, 2016 12:18 PM
To: Tippet Mosby, Leanne
Cc: 'Don McNutt'; Miller, Marty; Schmidt, Aaron
Subject: Proposed EPA Meeting this week

A meeting on December 8 won't work for us. Our attorney is not available, plus we just received the report appendices on Friday and have not had time to review them yet.

Please let the EPA folks know we appreciate their responsiveness.

Thanks,

Carol

-----Original Message-----

From: Tippet Mosby, Leanne [<mailto:Leanne.TippetMosby@dnr.mo.gov>]

Sent: Thursday, December 01, 2016 3:48 PM
To: PSTIF Office
Cc: Don McNutt; Miller, Marty; Schmidt, Aaron; Sturgess, Steve; Koon, Ken; Owens, Sheila
Subject: Re: Meeting with EPA

List of attendees from EPA:

Mark Hague, Regional Administrator
Ed Chu, Deputy RA
John Smith
Scott Hayes
Doug Drouare
Erin Weekly, Regional Counsel's Office

Sent from my iPhone

On Dec 1, 2016, at 2:36 PM, Tippet Mosby, Leanne

<Leanne.TippetMosby@dnr.mo.gov> wrote:

Sorry--make that John Smith. Mark is an air guy....

Sent from my iPhone

On Dec 1, 2016, at 2:35 PM, Tippet Mosby, Leanne

<Leanne.TippetMosby@dnr.mo.gov> wrote:

I don't have the complete list for EPA, but at a minimum it will be

Mark

Hague and John Smith. I can ask for a full list of participants. For DNR it will be me, Marty, Aaron, Steve and Ken.

Mark likely squeezed this time in to a busy schedule--so if we prefer

face-to-face I am assuming we will need to go to KC. Both EPA and DNR have video conferencing ability, so if Jeff City works better for you and your folks that is always an

option.

Sent from my iPhone

On Dec 1, 2016, at 2:29 PM, PSTIF <pstif@sprintmail.com> wrote:

Thanks, Leanne. I'll check with our folks and let you know asap.

Do you know who from EPA would participate? And would the meeting be in Jeff City?

Carol

-----Original Message-----

From: Tippet Mosby, Leanne [<mailto:Leanne.TippetMosby@dnr.mo.gov>]

Sent: Thursday, December 01, 2016 2:15 PM

To: 'Don McNutt'; PSTIF Office

Cc: Miller, Marty; Schmidt, Aaron; Sturgess, Steve; Koon, Ken;

Owens, Sheila

Subject: Meeting with EPA

Carol and Don,

EPA has provided a 30 day window to provide comments on the draft tanks report. Given the Board expressed a desire for EPA, MDNR and PSTIF to have an opportunity to discuss the report, I reached out to Mark Hague to coordinate available times. Relevant staff at EPA and

MDNR are available December 8, from 1-4. Please let me know if something in this time slot works for you and I can confirm with EPA.

Thank you,

Leanne

Sent from my iPhone=